

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

SAMANTHA TOTH,

Plaintiff,

v.

**5:12-CV-1532
(NAM/VEB)**

**CAROLYN W. COLVIN,
Acting Commissioner of Social Security,**

Defendant.

APPEARANCES:

OF COUNSEL:

BOND, McDONALD LAW FIRM
91 Genesee Street
Geneva, NY 14456
Counsel for Plaintiff

MARK M. McDONALD, ESQ.

Social Security Administration
Office of Regional General Counsel
Region II
26 Federal Plaza - Room 3904
New York, NY 10278
Counsel for Defendant

Amanda J. Lockshin, Esq.
Special Assistant U.S. Attorney

NORMAN A. MORDUE, SENIOR U. S. DISTRICT JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate Judge Victor E. Bianchini, duly filed on the 20th day of December 2013. Following fourteen (14) days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

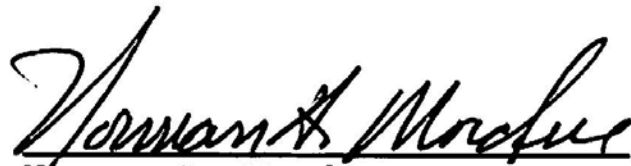
After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED that:

1. The Report-Recommendation is hereby adopted in its entirety.
2. Plaintiff is granted judgment on the pleadings, the Commissioner's motion for judgment on the pleadings is denied, and this case is remanded for calculation of benefits.
3. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case.

IT IS SO ORDERED.

Dated: February 4, 2014
Syracuse, New York


Norman A. Mordue
Senior U.S. District Judge